

MESSAGE NO: 4205311

MESSAGE DATE: 07/24/2014

MESSAGE STATUS: Active

CATEGORY: Antidumping

TYPE: LIQ-Liquidation PUBLIC ☒

NON-PUBLIC ☐

SUB-TYPE: OUTSCO-Out of Scope

FR CITE:

FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-967

EFFECTIVE DATE: 11/12/2010

COURT CASE #:

PERIOD OF REVIEW:

TO

PERIOD COVERED:

TO

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Antidumping duty scope determination on aluminum extrusions from the People's Republic of China (A-570-967)

Notice of the lifting of suspension occurred on the message date of these instructions. See paragraph 5 below.

1. Commerce received a scope ruling request from Titan Worldwide Industries Acquisition LLC ("Titan"). Commerce issued a final scope determination on 07/08/2014 that three types of scaffolding planks that incorporate extruded aluminum which Titan imports are not within the scope of the antidumping duty order on aluminum extrusions from the People's Republic of China ("PRC") (A-570-967).
2. Commerce determined that Titan's scaffolding planks are outside the scope of the order because the scaffolding plank products in question are comprised of aluminum extrusions and non-extruded and/or non-aluminum components and enter as fully-assembled finished goods that are permanently assembled, completed, and are ready to use in a scaffolding system with no further modification subsequent to importation. As such, these products are fully assembled subassemblies ready for immediate installation and use in a larger system. Therefore, Titan's scaffolding planks are not within the scope of the antidumping duty order on aluminum extrusions from the PRC.
3. For all entries of Titan's scaffolding planks not within scope that remain unliquidated on or after 11/12/2010, CBP shall terminate suspension and liquidate entries of Titan's scaffolding planks that were not within scope which were entered, or withdrawn from warehouse, for consumption.
4. Refund any cash deposits relating to Titan's scaffolding planks described above.
5. These instructions constitute notice of the lifting of suspension of liquidation of entries of Titan's scaffolding planks entered, or withdrawn from warehouse, for consumption on or after 11/12/2010.
6. The assessment of antidumping duties by CBP on shipments or entries of this merchandise is

subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the required amounts deposited as estimated antidumping duties. The interest provisions are not applicable to cash or bonds posted as estimated antidumping duties before the date of publication of the antidumping duty order. Interest shall be calculated from the date payment of estimated antidumping duties is required through the date of liquidation. The rate at which such interest is payable is the rate in effect under section 6621 of the Internal Revenue Code of 1954 for such period.

7. Unless instructed otherwise, for all other shipments of aluminum extrusions from the PRC not covered by paragraph 2 above, you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current rates.

8. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Import Administration, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by OIII:BQ.)

9. There are no restrictions on the release of this information.

Michael B. Walsh

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party